

MENTAL DEFICIENCY ACT, 1913.
(PROVISIONAL REGULATIONS.)



COPY OF PROVISIONAL REGULATIONS, dated 20TH
MARCH, 1914, made by THE SECRETARY OF STATE FOR
THE HOME DEPARTMENT, with the concurrence of the
LORD CHANCELLOR, in pursuance of section 30, proviso (iii),
of THE MENTAL DEFICIENCY ACT, 1913.

(Presented pursuant to Act 3 & 4 Geo. V., c. 28, s. 68.)

*Ordered, by The House of Commons, to be printed,
26th March, 1914.*

LONDON :
PRINTED UNDER THE AUTHORITY OF HIS MAJESTY'S
STATIONERY OFFICE
By DARLING AND SON, LTD., BACON STREET, E.

To be purchased, either directly or through any Bookseller, from
WYMAN AND SONS, LIMITED, 29, BREAMS BUILDINGS, FETTER LANE, E.C.,
and 28, ABINGDON STREET, S.W., and 54, ST. MARY STREET, CARDIFF; or
H.M. STATIONERY OFFICE (SCOTTISH BRANCH),
23, FORTH STREET, EDINBURGH; or
E. PONSONBY, LIMITED, 116, GRAFTON STREET, DUBLIN;
or from the Agencies in the British Colonies and Dependencies,
the United States of America, the Continent of Europe and Abroad of
T. FISHER UNWIN, LONDON, W.C.

1914.

Price ½d.

MENTAL DEFICIENCY ACT, 1913.

PROVISIONAL REGULATIONS MADE BY THE SECRETARY OF STATE
WITH THE CONCURRENCE OF THE LORD CHANCELLOR, PURSUANT
TO SECTION 30, PROVISIO (iii), OF THE ABOVE ACT.

I hereby certify in pursuance of Section 2 of the Rules Publication Act, 1893, that on account of urgency the following Regulations should come into immediate operation, and in pursuance of the powers conferred on me by Section 30, proviso iii, of the Mental Deficiency Act, 1913, I hereby make the following Regulations to come into operation forthwith as Provisional Regulations:—

I.

The powers conferred and the obligations imposed on local authorities by Section 30 of the Mental Deficiency Act shall apply to defectives of the following classes, notwithstanding the fact that they are for the time being, or might be, provided for by local authorities under the Lunacy Acts, 1890 to 1911:—

- (a) Defectives in an institution for lunatics or continuing on the books of an asylum pursuant to Section 26 (2) of the Lunacy Act, 1890, in respect of whom the Board of Control certify to the local authority that, having regard to the needs of the defectives in the matter of care, training and employment, it is expedient that they should be dealt with under the Mental Deficiency Act:
- (b) Defectives remaining or detained in a workhouse or in an asylum provided under the Metropolitan Poor Act, 1867, under the authority of a certificate of the Medical Officer or of an Order under the hand of a Justice, pursuant to Section 24 of the Lunacy Act, 1890, in respect of whom the Board of Control has issued such a certificate as is mentioned above:
- (c) Defectives discharged not recovered from an institution for lunatics and detained in a workhouse pursuant to Section 25 of the Lunacy Act, 1890, in respect of whom the Board of Control has issued such a certificate as is mentioned above:
- (d) Defectives who are not for the time being provided for by local authorities under the Lunacy Acts, 1890 to 1911, but who might be so provided for, if the Board of Control, on the application of the local authority under the Mental Deficiency Act, consents to their being dealt with under that Act.

II.

If any defective certified under paragraph (a) of No. 1 of these Regulations is sent to an institution for defectives or placed under guardianship, he shall, from the date of the order, cease to be a patient on the books of the asylum.

III.

A certificate given by the Board of Control under these Regulations shall be addressed to the local authority of the district where the defective resided before his removal to the institution for lunatics, workhouse or asylum provided under the Metropolitan Poor Act, 1867.

IV.

Nothing in these Regulations shall relieve local authorities under the Lunacy Acts from the obligations imposed on them by Section 238 and Section 247 of the Lunacy Act, 1890.

V.

Nothing in these Regulations shall be deemed to remove or modify the powers conferred and the obligations imposed on Constables, Relieving Officers, Overseers, Medical Officers, Officers of Unions, Justices of the Peace, Medical Practitioners, Commissioners in Lunacy or other persons by Sections 13, 14, 15, 16, 17, 19, 20, 21, 22 and 23 of the Lunacy Act, 1890.

VI.

These Regulations may be cited as the Mental Deficiency Act (Lunatics) Provisional Rules, 1914.

Dated the 20th day
of March, 1914.

(Sd.) *R. McKenna*,
One of His Majesty's Principal
Secretaries of State.

I concur in the foregoing Provisional Regulations.

(Sd.) *Haldane*,
Lord Chancellor.

Dated the 20th day
of March, 1914.